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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Kazuhiko SUZUKI

Group Art Unit: 2121

Application No.: 09/612,522

Examiner: M. Holmes

Filed: July 6, 2000

Docket No.: 104813

For: METHOD AND APPARATUS FOR ANALYZING THOUGHT SYSTEM

REQUEST FOR RESCINDMENT OF NOTICE OF ABANDONMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

A Notice of Abandonment (copy enclosed) was mailed on December 1, 2004. The Notice indicates that the application is abandoned for failure to respond to the January 29, 2004 Office Action.

The Notice of Abandonment is in error. A response to the January 29, 2004 Office Action was filed on April 29, 2004. Attached to this communication are copies of: (1) the Amendment filed on April 29, 2004; and (2) the U.S. Patent and Trademark Office date-stamped acknowledgement of receipt for the Amendment, bearing the April 29, 2004 date stamp.

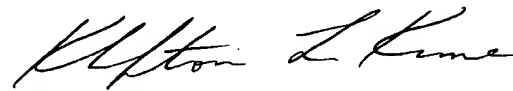
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In view of the foregoing, it is respectfully submitted that the Notice of Abandonment is in error because a response to the January 29, 2004 Office Action was timely filed on April 29, 2004. The U.S. Patent and Trademark is requested to act on the copy of the attached Amendment, in view of the fact that the U.S. Patent and Trademark Office has apparently misplaced the April 29, 2004 Amendment.

Respectfully submitted,



James A. Oliff
Registration No. 27,075

Klifton L. Kime
Registration No. 42,733

JAO:KLK/kzb

ATTACHMENTS:

Copy of Notice of Abandonment
Copy of April 29, 2004 Amendment
Copy of USPTO Date-Stamped Receipt

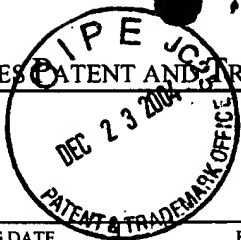
Date: December 23, 2004

OLIFF & BERRIDGE, PLC
P.O. Box 19928
Alexandria, Virginia 22320
Telephone: (703) 836-6400

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|--|
| <p>DEPOSIT ACCOUNT USE AUTHORIZATION Please grant any extension necessary for entry; Charge any fee due to our Deposit Account No. 15-0461</p> |
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UNITED STATES PATENT AND TRADEMARK OFFICE



KUK

UNITED STATES DEPARTMENT OF COMMERCE
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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
| 09/612,522 | 07/06/2000 | KAZUHIKO SUZUKI | 104813 | 7258 |

25944 7590 12/01/2004

OLIFF & BERRIDGE, PLC
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ALEXANDRIA, VA 22320

EXAMINER

HOLMES, MICHAEL B

ART UNIT PAPER NUMBER

2121

DATE MAILED: 12/01/2004

13

DEC 03 2004

Please find below and/or attached an Office communication concerning this application or proceeding.

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Notice of Abandonment

Application No.

09/612,522

Examiner

Michael B. Holmes

Applicant(s)

SUZUKI, KAZUHIKO

Art Unit

2121

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

1. ☒ Applicant's failure to timely file a proper reply to the Office letter mailed on 29 January 2004.
 - (a) ☐ A reply was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply (including a total extension of time of _____ month(s)) which expired on _____.
 - (b) ☐ A proposed reply was received on _____, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.
(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
 - (c) ☐ A reply was received on _____ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
 - (d) ☒ No reply has been received.
2. ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
 - (a) ☐ The issue fee and publication fee, if applicable, was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
 - (b) ☐ The submitted fee of \$_____ is insufficient. A balance of \$_____ is due.
The issue fee required by 37 CFR 1.18 is \$_____. The publication fee, if required by 37 CFR 1.18(d), is \$_____.
 - (c) ☐ The issue fee and publication fee, if applicable, has not been received.
3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
 - (a) ☐ Proposed corrected drawings were received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply.
 - (b) ☐ No corrected drawings have been received.
4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ The decision by the Board of Patent Appeals and Interference rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☐ The reason(s) below:

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Anthony Knight
Supervisory Patent Examiner
Group 3600

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.

PTO RECEIPT FOR FILING OF PAPERS

► Mail Room (Regular Delivery)

The following papers have been filed:

Amendment Transmittal; ck#153633 (\$9); Amendment.



Name of Applicant: Kazuhiko SUZUKI

Serial No.: 09/612,522

Atty. File No.: 104813

Title (New Cases):

Sender's Initials: JAO:PFD/can

49/42

PATENT OFFICE DATE STAMP



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**COPY TO BE STAMPED BY PATENT OFFICE
AND RETURNED BY MESSENGER**

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